

Remarks

The Applicants respectfully request reconsideration and allowance of the present application in view of the remarks below.

Claims 24, 26-31, 35, and 37-42 remain pending. All claims stand rejected under 35 U.S.C. Section 112, first and second paragraphs. The Applicants respectfully assert that the present amendments to claims 24 and 35 address and overcome the rejections under 35 U.S.C. Section 112, first and second paragraphs and render moot the Examiner's remarks regarding the partial and final breathability of the film. In addition, the Applicants respectfully assert that the subject matter of Kobylivker '005 and the present invention were, at the time the present invention was made, owned or subject to an obligation of assignment to Kimberly-Clark Worldwide, Inc. Therefore, pursuant to 35 U.S.C. Section 103(c)(1), Kobylivker '005 cannot preclude patentability under 35 U.S.C. Section 103.

For at least the reasons discussed above, the Applicants respectfully submit that the claims patentably define over the cited references. As such, it is believed that the present application is in complete condition for allowance and favorable action, therefore, is respectfully requested. Should any issues remain after consideration of this amendment, then the Examiner is invited and encouraged to telephone the undersigned at her convenience.

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Respectfully submitted,



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